

First. Longer terms for the governing board of State institutions.

Second. Professional supervision of schools for all counties of 2,000 or more scholastic population; grouping of counties having less than 2,000 population; removal of the selection of the county superintendent from politics.

Third. Removal of the maximum local tax rate of 50 cents on the \$100.

Fourth. Direct tax for the support of the higher institutions of learning.

By Senator Cowell:

Petition unanimously signed asking support of Senate bill No. 27 and House bill No. 20, prohibiting the peddling of medicine.

By Senator Westbrook:

Numerously signed petition by citizens of Wolfe City, Texas, and community, asking support in behalf of an effort to exclude interurban railroads from the provisions of House bills 67 and 114.

By Senator Bailey:

Petition signed numerously by the working girls of Houston, Texas, asking for support of the 54-hour law regulating the work hours of the women wage-earners of the State.

By Lieutenant Governor Will H. Mayes and Senator Astin:

Conveying resolutions passed by the Tom Green County Union, No. 159, of F. E. and C. U., protesting against depriving the Agricultural and Mechanical College of the feed control and revenue derived therefrom.

By Lieutenant Governor Will H. Mayes:

Telegram from Evergreen Lodge, Brotherhood of Railroad Trainmen, urgently requesting the use of all efforts to secure passage of full crew and hospital bills.

By Senators Conner, Terrell, Watson, Taylor, Nugent and Morrow:

Numerous telegrams and letters numerously signed by citizens of various Texas communities protesting against the passage of the "full crew" bill.

By Senator Nugent:

Letter signed by Pecos Commercial Club, R. M. Harkey, secretary, protesting against legislation which in effect would place Congressman Wm. R. Smith of the Sixteenth District in a district where he is not known.

By Senator Nugent:

Petition signed numerously by citizens and members of the bar of Grimes county, protesting against the passage of House bill No. 36, changing the time of holding court in Grimes county.

By Senator Nugent:

Communication from the Deutsch-Texanischer Staatsverband of San Antonio, protesting against the passage of the Kennedy bill in the House, and the Lattimore bill in the Senate, and other measures that will limit the privileges of bona fide social clubs.

TWENTY-SECOND DAY.

Senate Chamber,

Austin, Texas,

Tuesday, February 11, 1913.

The Senate met pursuant to adjournment and was called to order by Lieutenant Governor Will H. Mayes.

Roll call, a quorum being present, the following Senators answering to their names:

Astin.	Murray.
Bailey.	Nugent.
Collins.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McGregor.	Wiley.
McNealus.	Willacy.
Morrow.	

Absent.

Brelsford.

Absent—Excused.

Carter.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday the same was dispensed with on motion of Senator Weinert.

(See Appendix for standing committee reports and petitions and memorials.)

SENATE BILLS NOS. 166 AND 179 MADE SPECIAL ORDER.

Senator Morrow moved that Senate bills Nos. 166 and 179 be made a special

order for Monday, February 17, after the conclusion of the morning call.

The motion prevailed.

BILLS AND RESOLUTIONS.

By Senator Weinert:

Senate bill No. 294, A bill to be entitled "An Act to incorporate the New Braunfels Independent School District in Comal county, Texas, for free school purposes only, the boundaries to be identical with the limits and boundaries of the city of New Braunfels; divesting the city of New Braunfels of the control of its public schools and title to school property, and vesting the same in the said New Braunfels Independent School District and its board of school trustees, providing for a board of school trustees for the control and management of the said independent school district; prescribing the rights powers, privileges, and duties of the said New Braunfels Independent School District and its board of school trustees; providing for a treasurer of school funds of the district, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Willacy:

Senate bill No. 295, A bill to be entitled "An Act to authorize and empower San Patricio county or any political subdivision or any defined district now or hereafter to be described and defined, of said county by a vote of a two-thirds majority of the resident property tax payers qualified voters of such county or political subdivision or any defined district now or hereafter to be described and defined, thereof, voting thereon to issue bonds to any amount, not exceeding one-fourth of the assessed valuation of the real property of such county or of such political subdivision or any defined district now or hereafter to be described and defined, and to levy and collect taxes to pay the interest on such bonds and to provide a sinking fund for the redemption thereof, and declaring an emergency."

Read first time and referred to Committee on Roads, Bridges and Ferries.

By Senator Willacy, and all members of the Finance Committee:

Senate bill No. 296, A bill to be entitled "An Act making appropriations for deficiencies in appropriations heretofore made for the support of the State Gov-

ernment for the fiscal years ending August 31, 1910, August 31, 1913, being for claims registered in the office of the Comptroller in accordance with law and for outstanding claims not registered and to make additional emergency appropriation for the support of the State Government for the years ending August 31, 1912, and August 31, 1913, and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Murray:

Senate bill No. 297, A bill to be entitled "An Act making it a criminal offense, punishable by fine, for any person in this State, pursuing the business or occupation of a peddler, hawker or itinerant vendor of goods, wares and merchandise, to willfully refuse to leave the premises owned or leased by another after being notified by the person or agent of the person owning or in possession of such premises, to leave such premises."

Read first time and referred to Judiciary Committee No. 2.

By Senator Bailey:

Senate bill No. 298, A bill to be entitled "An Act authorizing cities situated along or upon navigable streams, and acting under special charters, to extend by ordinance their boundaries so as to include in said cities the navigable stream and the land lying on both sides thereof for a distance of twenty-five hundred feet from the thread of the stream to a distance of twenty miles or less in an air line from the ordinary boundaries of said city either above or below the boundaries of said city or both; and granting to said cities within said added territory the right to purchase or condemn property for navigation or wharfage or for aids or facilities to either; and granting to said city within said territory full power of regulation and control over navigation and wharfage, and over all facilities and aids to either; and full power to pass and enforce ordinances for the police of navigation and wharfage, and of all aids and facilities to either, and declaring an emergency."

Read first time and referred to Committee on Internal Improvements.

By Senator Collins:

Senate bill No. 299, A bill to be entitled "An Act granting to the Higgins Oil and Fuel Company of Beaumont, Texas, permission to sue the State of Texas for the sum of \$859.43, representing the contract price for four cars of fuel oil

delivered to the State Lunatic Asylum at Austin in April and June, 1907, under a contract, as alleged by said claimant; making an appropriation to pay such judgment as may be rendered against the State in any such action, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Wiley:

Senate bill No. 300, A bill to be entitled "An Act validating marriages in all instances where the return and record of the marriage license has not been made as provided by law."

Read first time and referred to Judiciary Committee No. 1.

By Senator Cowell:

Senate bill No. 301, A bill to be entitled "An Act to prevent deception in the sale of paint, linseed oil, and turpentine, to provide for true labels for the same when offered for sale, for the enforcement of this act by the State Dairy and Food Commissioner, for penalties for the violation of the same, and declaring an emergency."

Read first time and referred to Committee on Commerce and Manufactures.

(By Unanimous Consent.)

By Senator Terrell:

Senate Joint Resolution No. 20, To amend Section 9, Article 8, of the Constitution of Texas, authorizing taxation by the State and counties, cities and towns.

Read first time and referred to Committee on Constitutional Amendments.

SIMPLE RESOLUTION.

By Senator Willacy:

Resolved by the Senate, That when the Senate adjourns on today, Tuesday, February 11, said adjournment shall be until Friday, February 14, at 10 o'clock a. m., and that should a quorum be present upon Friday, February 14, or Saturday, February 15, no bills shall be considered other than local bills, the purpose of this resolution being to enable the several committees heretofore appointed, to visit and inspect the several State institutions supported by the State government, to the end that appropriations may be made based upon an intelligent understanding of the needs of same.

The resolution was read and adopted.

SIMPLE RESOLUTION.

By Senator Collins:

I move that the President of the Senate be requested to add the names of the Senator from Collin and the Senator from Angelina to the Committee on Internal Improvements.

The resolution was read and adopted.

SIMPLE RESOLUTION.

By Senator Hudspeth:

"Whereas, The Interstate Commerce Commission has full control and regulation of railroad rates directly and vitally affecting the interests and welfare of every citizen of our commonwealth; and,

Whereas, The wise and efficient regulation and control of railroad rates depends upon the qualifications and experience of the Interstate Commerce Commissioners, and

Whereas, We recognize in Honorable Allison Mayfield, chairman of the Railroad Commission of Texas, the qualifications and experience so necessary in the performance of the duties so intimately affecting the interests of all the people; therefore be it

Resolved, by the Senate of the Thirty-third Legislature of the State of Texas, that we present the name of Honorable Allison Mayfield for appointment on the Interstate Commerce Commission, and respectfully ask President-elect Woodrow Wilson to appoint him as a member of said commission; vouching for his standing and record as a Democrat, as well as one thoroughly in accord with the policies and purposes of our said President-elect and the Democratic party.

Q. U. WATSON.
HORACE W. VAUGHAN.
C. B. HUDSPETH.
S. B. COWELL.
J. R. ASTIN.

The resolution was read and unanimously adopted by a rising vote.

RELATING TO A. & M. COLLEGE STUDENT TROUBLES.

Senator Hudspeth offered the following:

Dallas, Texas, Feb. 11, 1913.

Senator Hudspeth or Murray or Real or Watson or Weinert or Willacy, care Senate Chamber, Austin, Texas:

In view of persistent efforts being made by the faculty of the Agricultural

and Mechanical College to suppress all material facts relating to present situation, I appeal to you in justice to students and in the interest of the college to assist to arrange for a joint meeting of Senate and House committees next Friday to hear the facts. Those who ask the public to listen to only one side are not true friends of the college. The persons whose positions are at stake cannot be relied to furnish facts which would convict them of gross maladministration of a public trust. I am prepared to show by evidence that cannot be disputed that students were expelled from college who were home on furlough and to whom no notice was given that charges had been preferred against them. I am also prepared to show that hazing was not the issue in the controversy; that the students did not stand for hazing; that their fight was against politics in the school. I am further prepared to show that the present trouble is due to gross inefficiency, mismanagement, and want of common sense on the part of college authorities. The Legislature and the public are entitled to the facts. I have that confidence in your sense of justice which warrants me in making this appeal to you.

E. G. SENTER.

The above was read and pending discussion, Senator Collins made the following motion in writing:

I move that the Finance Committee appointed to visit the Agricultural and Mechanical College have nothing to do with the unfortunate affair between the faculty and the cadets.

The above motion was read and Senator Hudspeth offered the following substitute for the motion:

Resolved, That the sub-committee appointed by the Finance Committee be authorized by this Senate, that if in their judgment they deem it expedient and necessary they investigate and look into the trouble existing between the students and the faculty, and report back to the Senate at the earliest date possible.

HUDSPETH,
WILEY,
NUGENT.

Senator Kauffman offered the following amendment to the substitute:

Amend by striking out "look into" and substitute therefor the words "report to Finance Committee their findings."

The amendment to the substitute was accepted.

Senator Collins moved to table the

substitute motion by Senator Hudspeth, and, Senator Lattimore moved to table both motions.

Senator Collins called for a division of the question and action recurred on the motion to table the substitute by Senator Hudspeth, which motion to table was lost by the following vote:

Yeas—10.

Collins.	Townscnd.
Darwin.	Vaughan.
Greer.	Warren.
Paulus.	Weinert.
Taylor.	Willacy.

Nays—17.

Astin.	Morrow.
Bailey.	Murray.
Conner.	Nugent.
Cowell.	Real.
Hudspeth.	Terrell.
Johnson.	Watson.
Kauffman.	Westbrook.
McGregor.	Wiley.
McNealus.	

Present—Not Voting.

Lattimore.

Absent.

Brelsford.

Gibson.

Absent—Excused.

Carter.

Action then recurred on the motion to table both the substitute and the resolution, and Senator Lattimore withdrew same. Action recurred on the substitute and the same was adopted by the following vote:

Yeas—20.

Astin.	Morrow.
Bailey.	Murray.
Conner.	Nugent.
Cowell.	Paulus.
Hudspeth.	Real.
Johnson.	Terrell.
Kauffman.	Watson.
Lattimore.	Westbrook.
McGregor.	Wiley.
McNealus.	Willacy.

Nays—8.

Collins.	Townsend.
Darwin.	Vaughan.
Greer.	Warren.
Taylor.	Weinert.

Absent.

Brelsford.

Gibson.

Absent—Excused.

Carter.

The motion, as substituted, was adopted.

FIRST HOUSE MESSAGE.

Hall of House of Representatives.
Austin, Texas, Feb. 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

House bill No. 240, A bill to be entitled "An Act to authorize and permit the Crosbyton Independent School District to increase its territory and to incorporate the whole thereof as an independent school district for free school purposes only, to be known as the Crosbyton Independent School District, with all the powers, rights and duties of independent school districts formed by incorporations of towns and villages for free school purposes only, and declaring an emergency."

Respectfully,

W. R. LONG,

Chief Clerk, House of Representatives.

HOUSE BILL READ FIRST TIME AND REFERRED.

The Chair, Lieutenant Governor Mayes, had referred, after its caption had been read, the following House bill:

House bill No. 240, referred to Committee on Educational Affairs.

SENATE BILL NO. 268 PRINTED IN JOURNAL.

Senator Lattimore moved that Senate bill No. 268, Congressional Redistricting bill, just reported from the committee, be printed in the Journal, together with the several committee reports.

The motion prevailed.

(See Appendix for Senate bill No. 268 in full and the several committee reports thereon.)

EXECUTIVE SESSION.

The Chair here announced that the hour, 11:30 o'clock, had arrived, which time had been previously designated for the Senate to sit in executive session to

consider the appointments sent to the Senate on yesterday by the Governor. The Sergeant-at-Arms was directed to clear the chamber of all those not entitled to remain.

In executive session the following confirmations were made as reported by the Secretary of the Senate:

To be Private Secretary to the Governor—Hon. J. T. Bowman of Travis county.

To be Secretary of State—Hon. John L. Wortham of Harris county.

To be Commissioner of Insurance and Banking—Hon. B. L. Gill of Kaufman county.

To be State Tax Commissioner—Hon. A. L. Love of Floyd county.

To be Assistant Attorney General—Hon. C. E. Lane of Fayette county.

To be Adjutant General—General Henry Hutchings of Travis county.

To be State Revenue Agent—Hon. E. B. House of San Saba county.

To be State Health Officer—Dr. Ralph Steiner of Travis county.

To be State Purchasing Agent—Hon. J. R. Elliott of Grayson county.

To be Game, Fish and Oyster Commissioner—Hon. W. G. Sterrett of Dallas county.

To be Superintendent of Public Buildings and Grounds—Hon. A. B. Conley of Wise county.

To be members of the Board of Pardon Advisors—Hon. O. C. Kirven of Freestone county, Hon. Louis Von Hagen of Gillespie county.

To be Commissioner of Labor Statistics—Hon. J. A. Starling of Tarrant county.

To be Dairy and Pure Food Commissioner—Dr. J. S. Abbott of McLennan county.

To be State Pension Commissioner—Hon. R. A. Buford of Rusk county.

To be State Inspector of Masonry—Hon. J. R. Nitachke of Travis county.

To be Assistant District Attorney of Bexar county—Hon. Nelson Lytle of Bexar county.

To be members of the San Jacinto Park Commission—Hon. Joe S. Rice, Hon. J. K. P. Gillespie, Mrs. Rosine Ryan, all of Harris county.

To be members of the Board of Regents for the Normal Schools—Hon. W. J. Crawford of Jefferson county, Hon. A. C. Goeth of Travis county, Hon. W. H. Fuqua of Potter county, Hon. Peter Radford of Parker county.

To be members of the Board of Managers for the North Texas Hospital for the Insane—Hon. George E. Kelley, Hon.

Jeff C. Lyon, Hon. James S. Grinnan, Hon. C. C. Bennett, Hon. R. G. Goodman, all of Kaufman county.

To be members of the Board of Managers for the Confederate Home—Hon. W. C. Walsh, Hon. W. R. Davis of Travis county, Hon. William Owens of Bastrop county, Hon. Houston Haynie of Kaufman county, Hon. R. O. Harris of San Saba county.

To be members of the Board of Managers for the Epileptic Colony—Hon. John Boyer, Hon. T. J. Toombs, Hon. Ed. V. Muir, Hon. E. E. Hall of Taylor county, Hon. B. L. Russell of Callahan county.

To be members of the Board of Managers for the State Orphans' Home—Hon. John H. Rice, Hon. Aaron Ferguson, Hon. R. J. Saunders, Hon. William Conner, Hon. W. B. Parker, all of Navarro county.

To be members of the Board of Managers for the Deaf, Dumb and Blind Institute for Colored Youths—Hon. W. B. Anthony, Hon. A. L. Hughes, Rev. Joshua Phipps, Hon. W. D. Miller, Hon. Ed. Schutze, all of Travis county.

To be members of the Board of Pharmacy—S. J. Bass of Kaufman county, J. A. Weeks of Runnels county, H. V. Schumann of Comal county, H. C. Jackson of Travis county, J. R. Crittenden of Freestone county.

To be members of the State Library and Historical Commission—Mrs. Joseph D. Sayers of Travis county, Mrs. Joseph B. Dibrell of Guadalupe county, Hon. Hugh N. Fitzgerald of Dallas county.

To be members of the Board of Managers for the Confederate Womans' Home—Hon. W. R. Hamby, Hon. Jos. W. Cloud, Hon. T. H. Davis, Miss Mary E. Johnson of Travis county, Mrs. Cornelia Branch Stone of Galveston county.

To be members of the Board of Regents for the State University—Hon. Clarence Ousley of Tarrant county, Hon. George W. Littlefield of Travis county, Hon. Wm. H. Burgess of El Paso county, Hon. Alex. Sanger of Dallas county, Hon. W. H. Stark of Orange county, Hon. F. W. Cook of Bexar county, Hon. Joseph D. Sayers of Travis county.

To be members of the Board of Regents for the College of Industrial Arts for Women—Hon. James H. Lowry of Fannin county, Hon. J. C. Coit of Denton county, Hon. Sam P. Harbin of Dallas county, Hon. W. D. Adams of Kaufman county, Mrs. Flora B. Cameron of McLennan county, Mrs. Sallie

B. Capps of Tarrant county, Miss E. Breckenridge of Bexar county.

To be members of Board of Managers for the State Institute for the Blind—Hon. O. D. Parker, Hon. F. G. Reynolds, Hon. E. J. Byrne, Hon. C. D. Johns, Hon. M. T. Fowler, all of Travis county.

To be members of the Board of Trustees for the Deaf and Dumb Institute—Hon. Joe Koen, Hon. S. F. Nolen, Hon. Morritz Silver, Hon. A. J. Byas of Travis county, Hon. T. D. Vaughan of Burnet county.

To be members of the Board of Managers for the State Lunatic Asylum at Austin—Hon. W. H. Folts, Hon. F. J. Rowzee, Hon. Wm. F. Wolf, Hon. I. P. Lochridge of Travis county, Hon. J. R. Kubena of Fayette county.

To be members of the Board of Dental Examiners—Dr. T. S. Cartright of Grayson county, Dr. C. M. McCauley of Taylor county, Dr. A. F. Sonntag of McLennan county, Dr. W. F. Scherrer of Harris county, Dr. M. J. Biscoe of Tarrant county, Dr. W. D. McCarty of Bexar county.

To be members of the Board of Trustees for the Southwestern Insane Asylum at San Antonio—Hon. Vories P. Brown, Hon. W. C. Rigsby, Hon. G. L. Maverick, Hon. H. G. Staacke, Hon. Gus Zalmanzig, all of Bexar county.

To be members of the State Board of Health—Dr. A. W. Fly of Galveston county, Dr. B. M. Worsham of El Paso county, Dr. K. H. Beall of Tarrant county, Dr. Hugh L. McLaurin of Dallas county, Dr. B. F. Calhoun of Jefferson county, Dr. S. M. Lister of Harris county.

To be members of the State Board of Nurse Examiners—Miss Maud Mueller of Bexar county, Miss Mildred Bridges of Tarrant county, Miss Lucy Bronson of Bell county, Miss M. E. Chumley of McLennan county, Miss Clara L. Shackford of Galveston county.

To be Pilot Commissioners for Galveston—Hon. R. Waverly Smith, Hon. Daniel McBride, Hon. T. J. Anderson, Hon. C. N. Rhode, Hon. T. L. Cross, all of Galveston county.

To be Pilot Commissioners for Houston—Hon. E. A. Peden, Hon. P. C. Foley, Hon. J. S. Bonner, Hon. W. S. Cochran, Hon. Jack O'Neal, all of Harris county.

To be Public Weighers for Galveston—Hon. E. K. Marrast, Hon. C. M. Wolston, Hon. J. E. Labusan, Hon. O. R. Hoecker, all of Galveston county.

To be Public Weighers for Houston—Hon. S. E. Boyd, Hon. David Rice, Hon. W. C. Crane, Hon. W. E. Edmundson, Hon. A. Cole, all of Harris county.

IN THE SENATE.

(President Pro Tem Lattimore in the chair.)

SENATE BILL NO. 220 MADE SPECIAL ORDER.

Senator Johnson moved that Senate bill No. 220 be made a special order for next Tuesday, February 18, after the conclusion of the morning call.

The motion prevailed.
Morning call concluded.

SENATE BILL NO. 120.

(Pending Business.)

Senator Terrell asked unanimous consent to take up a local bill and Senator Vaughan objected.

The chair laid before the Senate on second reading,

Senate bill No. 120, A bill to be entitled 'An Act to prohibit any person from maliciously, wilfully or wantonly making or circulating any false statement against any civil officer or candidate for any State, county, precinct or municipal office, for the purpose of injuring, or which would reasonably injure, the character or candidacy of such officer or candidate, and to affix a penalty therefor.'

Senator Collins offered the following amendment, which was read and adopted:

Amend the bill as follows: In line 19, page 1, by striking out the word "character," and inserting the word "reputation."

Senator Collins offered the following amendment, which was read and adopted:

In line 21, page 1, by striking out the word "character," and insert the word "reputation."

Senator Collins offered the following amendment:

Amend the bill as follows: In line 18, page 1, by inserting the following after the last word "State:" "or any other person."

The amendment was read, and Senator Murray made the point of order that the amendment, was not germane in that it changed the purposes of the bill.

The Chair, President Pro Tem Lattimore, sustained the point of order.

Senator Collins appealed from the ruling of the Chair.

Senator Nugent was called to the chair and presided.

Question—Shall the Chair be sustained in his ruling?

The Senate sustained the ruling by the following vote:

Yeas—21.

Astin.	Murray
Bailey.	Nugent.
Conner.	Paulus.
Cowell.	Real.
Darwin.	Taylor.
Gibson.	Terrell.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Wiley.
McNealus.	Willacy.
Morrow.	

Nays—3.

Collins.	Westbrook.
Vaughan.	

Present—Not Voting.

Lattimore.	Townsend.
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Absent.

Brelsford.	McGregor.
Greer.	Weinert.

Absent—Excused.

Carter.

(President Pro Tem Lattimore resumed the chair.)

RECESS.

On motion of Senator Conner the Senate, at 12:50 o'clock p. m., recessed until 3 o'clock p. m. today.

AFTER RECESS.

(Afternoon Session.)

The Senate was called to order by Lieutenant Governor Mayes.

SIMPLE RESOLUTION.

(By Unanimous Consent.)

By Senator Lattimore:

Whereas, Hon. O. B. Colquitt, a former honored member of the Senate, is present; therefore, be it

Resolved that he be invited to address the Senate and be granted the privilege of the floor.

The resolution was read and adopted by a rising vote.

The Chair appointed Senators Lattimore, Nugent and Johnson as a committee to escort Governor Colquitt to the President's stand, whereupon he addressed the Senate briefly.

SENATE BILL NO. 120.

(Pending Business.)

Action recurred on Senate bill No. 120, being the pending business.

Senator Morrow offered the following amendment:

Amend the bill, Senate bill No. 120, by striking out Section 2.

The amendment was read and adopted.

Senator Darwin offered the following amendment:

Amend the bill by striking out line 9, page 1, and the words "municipal officer" of line 10, page 1, and strike out all of line 11, page 1, after the word "character," and the words "or candidate," in line 12, page 1, and inserting after the word "any," at end of line 8, page 1, the word "person."

The amendment was read, and Senator Murray made a point of order that the amendment was not germane to the bill, in that the amendment changed the purposes of the bill.

Lieutenant Governor Mayes stated that in view of the fact that the same question arose at the before noon session, when President Pro Tem. Lattimore was presiding, he having ruled on same, he would yield the chair to the President Pro Tem. Lattimore for a ruling on the point of order.

President Pro Tem Lattimore sustained the point of order.

(Lieutenant Governor Mayes in the chair.)

Senator Darwin offered the following amendment:

Amend the bill by striking out line 14, page 1.

Laid on table pending amendment to perfect the bill.

Senator Lattimore offered the following amendment, which was read and adopted:

Amend the bill by striking out all of Section 3 after the word "act" in line 29 and inserting the following in lieu thereof "shall be prosecuted only in the county in which the accused shall live or in the county in which the false statement was made or first published."

Action then recurred on the pending

amendment by Senator Darwin, and Senator Murray moved to table same, which motion to table was adopted by the following vote:

Yeas—14.

Astin.	Real.
Bailey.	Terrell.
Hudspeth.	Townsend.
McGregor.	Warren.
Murray.	Watson.
Nugent.	Weinert.
Paulus.	Willacy.

Nays—11.

Collins.	Lattimore.
Conner.	Taylor.
Cowell.	Vaughan.
Darwin.	Westbrook.
Johnson.	Wiley.
Kauffman.	

Absent.

Brelsford.	McNealus.
Gibson.	Morrow.
Greer.	

Absent—Excused.

Carter.

Senator Warren offered the following amendment, which was read and adopted:

Amend the bill in line 18, page 1, by inserting after the word "State" where it first occurs in said line, the word "district," and a comma thereafter.

Senator Warren offered the following amendment, which was read and adopted:

Amend the caption in line 9 by inserting after the word "State" the word "district" and a comma thereafter.

Senator Wiley offered the following amendment, which was read and adopted:

Amend the bill by striking out all of line 23, page 7, after the word "dollars," and all of lines 24 and 25, page —, and inserting a period after the word "dollars" in line 23, page 1.

The bill having been read, was passed to engrossment by the following vote:

Yeas—14.

Astin.	Paulus.
Bailey.	Terrell.
Hudspeth.	Townsend.
Lattimore.	Warren.
Morrow.	Watson.
Murray.	Weinert.
Nugent.	Willacy.

Nays—13.

Collins.	Cowell.
Conner.	Darwin.

Gibson.	Taylor.
Johnson.	Vaughan.
Kauffman.	Westbrook.
McNealus.	Wiley.
Real.	

Absent.

Brelsford.	McGregor.
Greer.	

Absent—Excused.

Carter.

Senator Murray moved that the constitutional rule requiring bills to be read on three several days be suspended and the bill put on its third reading and final passage.

The motion was lost by the following vote, a four-fifths vote being necessary:

Yeas—18.

Astin.	Paulus.
Bailey.	Real.
Cowell.	Taylor.
Hudspeth.	Terrell.
Johnson.	Townsend.
Lattimore.	Warren.
McNealus.	Watson.
Murray.	Weinert.
Nugent.	Willacy.

Nays—9.

Collins.	Morrow.
Conner.	Vaughan.
Darwin.	Westbrook.
Gibson.	Wiley.
Kauffman.	

Absent.

Brelsford.	McGregor.
Greer.	

Absent—Excused.

Carter.

SENATE JOINT RESOLUTION NO. 2.

The Chair laid before the Senate on second reading and special order

Senate Joint Resolution No. 2, Proposed amendment to State Constitution, amending Article 5 of the Constitution relating to the Judicial Department of the State Government by adopting in lieu thereof the following:

The resolution having been read, the Senate refused to order same engrossed by the following vote:

Yeas—10.

Collins.	McNealus.
Darwin.	Townsend.
Greer.	Vaughan.
Johnson.	Westbrook.
Kauffman.	Willacy.

Nays—16.

Astin.	Nugent.
Conner.	Paulus.
Cowell.	Real.
Gibson.	Taylor.
Hudspeth.	Terrell.
Lattimore.	Watson.
Morrow.	Weinert.
Murray.	Wiley.

Absent.

Bailey.	McGregor.
Brelsford.	Warren.

Absent—Excused.

Carter.

EXECUTIVE MESSAGE.

Governor's Office,
Austin, Texas, Feb. 10, 1913.

To the Texas Legislature.

In the message to you under date of February 5, discussing public education, I gave figures showing the total expenditures by the University of Texas and by the Agricultural and Mechanical College, the total attendance for the three school years beginning September 1, 1910, 1911 and 1912, and the average cost per capita for students enrolled.

I called upon the presidents of these institutions for information upon which the per capita cost, as stated in the message, was based, but the figures used are inaccurate, and I have revised them and eliminated the attendance upon the summer sessions of the University and corrected the enrollment of the Agricultural and Mechanical College, and ask that the Senate Journal, on page 351, and House Journal, on page 464, be corrected so as to read as follows, under the sub-heading, "Attendance and Per Capita Cost":

	1910.	1911.	1912.
Enrollment at			
University.	1939	2038	2332
Per capita			
Cost	\$248.86	\$214.35	\$300.56

The enrollment at the Agricultural and Mechanical College for three years and the per capita cost, is as follows:

	1910.	1911.	1912.
Enrollment..	1080	1129	1001
Per capita			
Cost	\$410.75	\$620.84	\$704.10

Respectfully submitted,
O. B. COLQUITT,
Governor of Texas.

Note.—The corrections referred to have been made in the former message of February 5.

SENATE BILL NO. 150, MADE SPECIAL ORDER.

Senator Watson moved that Senate bill No. 150 be made a special for Monday following other special orders for that day.

The motion prevailed.

SIMPLE RESOLUTION.

(By Unanimous Consent.)

By Senator Taylor:

Add to the Committee on Internal Improvements Nugent and Conner.

The resolution was read and adopted.

SENATE BILL NO. 125, MADE SPECIAL ORDER.

Senator Gibson moved that Senate bill No. 125 be made a special order for next Tuesday morning after the conclusion of the morning call.

The motion prevailed.

HOUSE BILL NO. 231.

On motion of Senator Terrell, by unanimous consent, the special order of business, Senate bill No. 11, was suspended, and the Senate took up, out of its order, House bill No. 231.

The Chair laid before the Senate on second reading

House bill No. 231, A bill to be entitled "An Act to abolish the Eddy Independent School District, created under the General Laws of the State of Texas, and to incorporate the Eddy Independent School District to be within certain boundaries at and surrounding the town of Eddy in McLennan county, Texas; investing said independent school district and the board of school trustees thereof with the rights, powers, privileges and duties of a town or village incorporated for free school purposes only under the General Laws, and declaring an emergency."

On motion of Senator Terrell the committee report, which provided that the bill be not printed, was adopted.

Senator Terrell offered the following amendment, which was read and adopted:

Amend House bill No. 231, page 2, paragraph 8, by striking out the words, "Dr. Knight's lands" and substituting therefor the words, "J. W. Gibson's farm."

Also amend House bill No. 231, page

2, paragraph 10, by striking out the words "through Dr. Knight's tract," and substituting therefor the words "through J. W. Gibson and L. W. Romings land."

Also amend House bill No. 231, page 3, paragraph 1, by striking out "51 1-2" and substituting therefor "61 1-2w."

Amend House bill No. 231, page 3, paragraph 2, by substituting "S. E." for "S. W." in first line, also "N. E." for "S. E." in second line of said paragraph.

Amend paragraph 3, on page 3, by substituting the letter "N" for "S" in line 1 of said paragraph.

Amend paragraph 3, on page 3, line 2, by substituting "S" for "N."

Amend paragraph 3, line 3, page 3, by substituting "W" for "E."

The bill was read second time and passed to a third reading.

On motion of Senator Terrell the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Astin.	Murray.
Collins.	Nugent.
Conner.	Paulus.
Darwin.	Taylor.
Gibson.	Terrell.
Greer.	Townsend.
Hudspeth.	Vaughan.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.
Morrow.	Willacy.

Absent.

Bailey.	McGregor.
Brelsford.	Real.
Cowell.	Warren.

Absent—Excused.

Carter.

The bill was read third time and passed by the following vote:

Yeas—24.

Astin.	Murray.
Collins.	Nugent.
Conner.	Paulus.
Darwin.	Taylor.
Gibson.	Terrell.
Greer.	Townsend.
Hudspeth.	Vaughan.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.
Morrow.	Willacy.

Absent.

Bailey.	McGregor.
Brelsford.	Real.
Cowell.	Warren.

Absent—Excused.

Carter.

Senator Terrell moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 188.

On motion of Senator Paulus, by unanimous consent, the special order of business, Senate bill No. 11, was suspended and the Senate took up, out of its order, House bill No. 188.

On motion of Senator Paulus the constitutional rule requiring bills to be read on three several days was suspended and House bill No. 188 placed on its second reading by the following vote:

Yeas—24.

Astin.	Murray.
Collins.	Nugent.
Conner.	Paulus.
Darwin.	Taylor.
Gibson.	Terrell.
Greer.	Townsend.
Hudspeth.	Vaughan.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.
Morrow.	Willacy.

Absent.

Bailey.	McGregor.
Brelsford.	Real.
Cowell.	Warren.

Absent—Excused.

Carter.

The Chair laid before the Senate on second reading

House bill No. 188, A bill to be entitled "An Act to amend Section 1 and 10 of Chapter 49 of the Acts of the Twenty-seventh Legislature, creating a more efficient road system for Fayette, Uvalde and Frio counties, as amended by the Thirtieth Legislature, Chapter 88, so as to apply to McMullen county, and to provide for the increase of the payment of the road commissioners in the counties of Fayette, Uvalde, Frio and McMullen, to three dollars per day, for services actually performed in any one year."

On motion of Senator Paulus the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report).

On motion of Senator Paulus the committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Paulus the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—21.

Astin.	Paulus.
Collins.	Taylor.
Conner.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McNealus.	Willacy.
Murray.	

Absent.

Bailey.	Morrow.
Brelsford.	Nugent.
Cowell.	Real.
Darwin.	Warren.
McGregor.	

Absent—Excused.

Carter.

The bill was read third time and passed by the following vote:

Yeas—22.

Astin.	Murray.
Collins.	Paulus.
Conner.	Taylor.
Gibson.	Terrell.
Greer.	Townsend.
Hudspeth.	Vaughan.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.
Morrow.	Willacy.

Absent.

Bailey.	McGregor.
Brelsford.	Nugent.
Cowell.	Real.
Darwin.	Warren.

Absent—Excused.

Carter.

Senator Paulus moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 57.

On motion of Senator Willacy, by unanimous consent, the special order of business, Senate bill No. 11, was suspended, and the Senate took up, out of its order, House bill No. 57.

The Chair laid before the Senate on second reading

House bill No. 57, A bill to be entitled "An Act creating an independent school district to be known as 'Bishop Independent School District,' including within its limits the municipal corporation of the town of Bishop, and to provide for the creation of a board of trustees thereof, and authorizing the board of trustees to levy, assess and collect special taxes, and conferring upon the board of trustees plenary powers and authority to issue bonds for the purpose of purchasing school sites and erecting, furnishing and equipping school buildings within the same and to levy a tax therefor, and to pay current expenses for the maintenance and support of said schools, and further prescribing the duty and authority of said board and repealing all laws in conflict herewith, and declaring an emergency."

On motion of Senator Willacy the committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Willacy, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—21.

Astin.	Morrow.
Collins.	Taylor.
Conner.	Terrell.
Cowell.	Townsend.
Gibson.	Vaughan.
Greer.	Watson.
Hudspeth.	Weinert.
Johnson.	Westbrook.
Kauffman.	Wiley.
Lattimore.	Willacy.
McNealus.	

Absent.

Bailey.	Nugent.
Brelsford.	Paulus.
Darwin.	Real.
McGregor.	Warren.
Murray.	

Absent—Excused.

Carter.

The bill was read third time and passed by the following vote:

Yeas—21.

Astin.	Paulus.
Collins.	Taylor.
Conner.	Terrell.
Cowell.	Townsend.
Greer.	Vaughan.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McNealus.	Willacy.
Morrow.	

Absent.

Bailey.	Murray.
Brelsford.	Nugent.
Darwin.	Real.
Gibson.	Warren.
McGregor.	

Absent—Excused.

Carter.

Senator Willacy moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 83.

On motion of Senator Willacy, by unanimous consent, the special order of business, Senate bill No. 12, was suspended and the Senate took up, out of its order, House bill No. 83.

The Chair laid before the Senate on second reading

House bill No. 83, A bill to be entitled "An Act creating an independent school district to be known as Driscoll Independent School District, and to provide for the creation of a board of trustees thereof and authorizing the board of trustees to levy, assess and collect special taxes, and conferring upon the board of trustees plenary powers and providing authority to issue bonds for the purpose of purchasing school sites and erecting, furnishing and equipping school buildings within the same, and to levy a tax therefor, and to pay current expenses for the maintenance and support of said schools, and further prescribing the duty and authority of said board and repealing all laws in conflict herewith, and declaring an emergency."

On motion of Senator Willacy, the

committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

HOUSE BILL NO. 282.

On motion of Senator Watson, by unanimous consent, the special order of business, Senate bill No. 11, was suspended and the Senate took up, out of its order, House bill No. 282.

The Chair laid before the Senate on second reading,

House bill No. 282, A bill to be entitled "An Act to provide a more efficient road law for Harris county, etc., and declaring an emergency."

On motion of Senator Watson, the committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

SENATE BILL NO. 95 MADE SPECIAL ORDER.

Senator Hudspeth moved that Senate bill No. 95 be made a special order for Wednesday of next week after the conclusion of the morning call.

The motion prevailed.

SENATE BILL NO. 221 MADE SPECIAL ORDER.

Senator Lattimore moved that Senate bill No. 221 be made a special order for Wednesday of next week, after the conclusion of the morning call.

The motion prevailed.

HOUSE BILL NO. 362.

On motion of Senator Weinert, by unanimous consent, the special order of business, Senate bill No. 11, was suspended, and the Senate took up, out of its order, House bill No. 362.

The Chair laid before the Senate on second reading,

House bill No. 362, A bill to be entitled "An Act to create a more efficient road system for Gonzales county, Texas, and making the county commissioners ex-officio road commissioners, fixing their salaries and prescribing their duties, and declaring an emergency."

On motion of Senator Weinert the

committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

SENATE BILL NO. 244.

On motion of Senator Johnson, by unanimous consent, the special order of business, Senate bill No. 11, was suspended, and the Senate took up, out of its order, Senate bill No. 244.

The Chair laid before the Senate on second reading,

Senate bill No. 244, A bill to be entitled "An Act to amend Section 2 of a special act entitled 'An Act to authorize and permit the territory situated within the bounds of the town of Floydada in the county of Floyd, and State of Texas, and other land and territory adjacent thereto, to incorporate as an independent school district for free school purposes only, to be known as the Floydada Independent School District formed by incorporations of towns and villages for free school purposes only,' enacted by the Twenty-ninth Legislature of the State of Texas, approved the 17th day of April, 1905, so as to include in the district thus formed additional territory, and declaring an emergency."

On motion of Senator Johnson, the committee report, which provide that the bill be not printed, was adopted.

The bill was read second time and passed to engrossment.

SENATE BILL NO. 83 MADE SPECIAL ORDER.

Senator Townsend moved that Senate bill No. 83 be made a special order for February 24, after the conclusion of the morning call.

The motion prevailed.

SENATE BILL NO. 19, MADE SPECIAL ORDER.

Senator Taylor moved that Senate bill No. 19 be made a special order for Wednesday, February 19, after the conclusion of the morning call.

The motion prevailed.

ADJOURNMENT.

On motion of Senator Weinert the Senate at 6:35 o'clock p. m. adjourned until Friday morning at 10 o'clock.

APPENDIX.

BILLS SIGNED.

The Chair gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

Senate bill No. 5, "An Act to provide for the suspension of sentence in certain cases of conviction of felony for first offenses, upon the recommendation of the jury, and for submission of the issue to the jury by the court, and to provide the duration of the suspension of sentence and for pronouncing sentence after suspension thereof in case of final conviction of the defendant of any other felony, cumulating punishment in such cases, and for granting a new trial after suspension and dismissal of the case in certain events after suspension, and to repeal all laws and parts of laws in conflict herewith, and providing for an emergency."

House bill No. 287, "An Act incorporating and creating the Rankin Independent School District of Upton county, Texas, for free school purposes only; defining its boundaries, and providing for the election of a board of trustees, for the raising of revenues by taxation, for the issuance of bonds for building purposes, and for the maintenance of public free schools in such district, and vesting said district and the board of trustees thereof, with all the rights, powers, privileges and duties conferred and imposed by general laws upon independent school districts and the board of trustees thereof formed by the incorporation of a town or village for free school purposes only under the general law, and declaring an emergency."

House bill No. 310, "An Act amending the special road law for Gregg county, and declaring an emergency."

House bill No. 96, "An Act creating an independent school district to be known as Calallen Independent School District and to provide for the creation of a board of trustees thereof and authorizing the board of trustees to levy, assess and collect special taxes, and conferring upon the board of trustees plenary powers and authority to issue bonds for the purpose of purchasing school sites and erecting, furnishing and equipping school buildings within the same, and to levy a tax therefor, and to pay current expenses for the maintenance and support of said schools and further prescribing the duty and authority of said board and repealing all laws in conflict herewith, and declaring an emergency."

35—S

House bill No. 233, "An Act to create a more efficient road system for San Jacinto county, Texas, etc., and declaring an emergency."

House bill No. 12, "An Act incorporating and creating the Sabinal Independent School District of Uvalde county, Texas, for free school purposes only, defining its boundaries, declaring valid all issues of bonds heretofore made, declaring valid a maintenance tax heretofore voted, and declaring an emergency."

House joint resolution No. 5, Ratifying the amendment to the Constitution of the United States of America, proposed by the Sixty-second Congress of the United States of America at its first session, providing that Senators shall be elected by the people of the several States."

House concurrent resolution No. 10, Indorsing T. B. Reese for position of Reading Clerk in House of Representatives in United States Congress.

COMMITTEE REPORTS.

Committee Room,

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate,

Sir: Your Committee on Congressional Districts, to whom was referred Senate bill No. 268, have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass with amendments, and be printed in the Journal.

COWELL, Chairman.

S. B. No. 268.

By Senators Vaughan, Brelsford, Watson, Collins, Lattimore, Townsend, McGregor, Darwin, Hudspeth, Carter, Conner, McNealus, Gibson, Weinert and Willacy.

A BILL

To Be Entitled

An Act to apportion the State of Texas into Congressional Districts; providing for two additional districts to the number now provided for; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That until otherwise provided by law the State of Texas shall be apportioned into the following Congressional Districts, each of which shall be entitled to elect one member to the Congress of the United States:

1. The following counties shall compose the First district, towit: Red River, Bowie, Delta, Hopkins, Franklin, Titus, Morris, Cass, Camp, Marion, Harrison.

2. The following counties shall compose the Second district, towit: Grayson, Fannin, Lamar, Hunt, Raines.

3. The following counties shall compose the Third district, towit: Kaufman, Van Zandt, Smith, Upshur, Gregg, Panola, Rusk, Shelby, Wood.

4. The following counties shall compose the Fourth district, towit: Angelina, Nacogdoches, Houston, Anderson, Cherokee, Henderson, Navarro.

5. The following counties shall compose the Fifth district, towit: Trinity, Walker, Polk, San Jacinto, Tyler, Jasper, Newton, Orange, Jefferson, Chambers, Liberty, Hardin, Sabine, San Augustine.

6. The following counties shall compose the Sixth district, towit: Wise, Tarrant, Denton, Collin, Parker.

7. The following counties shall compose the Seventh district, towit: Dallas, Johnson, Ellis, Rockwall.

8. The following counties shall compose the Eighth district, towit: Bosque, Hill, McLennan, Falls, Limestone, Freestone.

9. The following counties shall compose the Ninth district, towit: Robertson, Leon, Brazos, Madison, Grimes, Montgomery, Harris.

10. The following counties shall compose the Tenth district, towit: Galveston, Brazoria, Fort Bend, Austin, Waller, Washington, Fayette, Bastrop, Lee, Burleson.

11. The following counties shall compose the Eleventh district, towit: Coryell, Lampasas, Burnet, Bell, Williamson, Travis, Milam.

12. The following counties shall compose the Twelfth district, towit: Hays, Guadalupe, Caldwell, Gonzales, Lavaca, Colorado, Wharton, Matagorda, Jackson, DeWitt.

13. The following counties shall compose the Thirteenth district, towit: Bexar, Wilson, Karnes, Goliad, Victoria, Calhoun, Refugio, San Patricio, Aransas.

14. The following counties shall compose the Fourteenth district, towit: Bee, Cameron, Hidalgo, Starr, Zapata, Brooks, Willacy, Jim Wells, Nueces, Duval, Webb, Dimmit, LaSalle, McMullen, Live Oak, Atascosa, Frio, Zavalla, Uvalde.

15. The following counties shall compose the Fifteenth district, towit: El Paso, Culberson, Reeves, Loving, Winkler, Andrews, Martin, Howard, Mitchell,

Sterling, Glasscock, Midland, Ector, Ward, Crane, Upton, Reagan, Irion, Jeff Davis, Pecos, Crockett, Schleicher, Menard, Mason, Llano, Sutton, Kimble, Presidio, Brewster, Terrell, Val Verde, Edwards, Kerr, Gillespie, Blanco, Kendall, Bandera, Medina, Kinney, Maverick, Comal.

16. The following counties shall compose the Sixteenth district, towit: Hood, Somervell, Erath, Comanche, Hamilton, San Saba, McCullough, Brown, Coleman, Runnels, Concho, Coke, Tom Green, Mills.

17. The following counties shall compose the Seventeenth district, towit: Dickens, King, Knox, Baylor, Archer, Kent, Stonewall, Haskell, Throckmorton, Young, Jack, Palo Pinto, Stevens, Shackelford, Jones, Fisher, Scurry, Nolan, Taylor, Callahan, Eastland, Garza, Crosby, Borden.

18. The following counties shall compose the Eighteenth district, towit: Dallam, Sherman, Hansford, Ochiltree, Lipscomb, Hartley, Moore, Hutchinson, Roberts, Hemphill, Oldham, Potter, Carson, Gray, Wheeler, Deaf Smith, Randall, Armstrong, Donley, Collingsworth, Farmer Castro, Swisher, Briscoe, Hall, Childress, Motley, Cottle, Hardeman, Foard, Wilbarger, Wichita, Clay, Montague, Cooke, Cochran, Hockley, Lubbock, Yoakum, Terry, Lynn, Gaines, Dawson, Bailey, Lamb, Hale, Floyd.

Sec. 2. There shall be elected by the qualified electors for the members of the Legislature at each general election one Congressman in each of said districts to serve in the House of Representatives in the Congress of the United States for a term of two years.

Sec. 3. All laws in conflict with the provisions of this act are hereby expressly repealed.

Sec. 4. The fact that the Constitution of the State of Texas requires the State to be redistricted, by the Legislature, immediately after each Federal census, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and the same is hereby suspended, and this act shall take effect and be in force from and after its passage, and it is so enacted.

COMMITTEE AMENDMENTS TO SENATE BILL NO. 268.

Amend by adding Collin county to District No. 2.

Amend by adding Navarro county to District No. 4.

Amend by striking out the counties Walker and Chambers from District No. 5.

Amend by adding the counties of Cooke and Montague to District No. 6.

Amend by striking out Collin county from District No. 6.

Amend by adding Walker county to District No. 9.

Amend by adding Chambers county to District No. 10.

Amend by striking out Fayette county from District No. 10.

Amend by adding Hamilton and Llano counties to District No. 11.

Amend by adding Hays county to District No. 11.

Amend by adding Fayette county to District No. 12.

Amend by striking out Hays county from District No. 12.

Amend by adding the counties of DeWitt, Atascosa, Comal, Kerr, Kendall, Blanco and Gillespie to District No. 13.

Amend by striking out San Patricio county from District No. 13.

Amend by adding San Patricio county to District No. 14.

Amend by striking out Atascosa county from District No. 14.

Amend by striking out the counties of Kendall, Gillespie, Llano, Kerr and Comal from District No. 15.

Amend by striking out Hamilton county from District No. 16.

Amend by striking out Archer county from District No. 17.

Amend by adding the counties of Lubbock, Hockley, Cochran, Yoakum, Terry, Lynn, Dawson and Gaines to District No. 17.

Amend by adding Archer county to District No. 18.

Amend by striking out the counties of Montague, Cooke, Lubbock, Hockley, Cochran, Yoakum, Terry, Lynn, Gaines and Dawson from District No. 18.

Committee Room.

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Congressional Districts, to whom was referred Senate bill No. 268, have had the same under consideration and we, the minority, beg leave to report the same back to the Senate with the recommendation that it do not pass.

Warren, Murray, Astin, Bailey, Taylor, Morrow and Kauffman.

Committee Room,

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Congressional Districts, to whom was referred Senate bill No. 268, have had the same under consideration and we, the minority, beg leave to report the same back to the Senate with the recommendation that it do not pass, and that Senate bill No. 9 be substituted in lieu thereof.

WARREN.

ASTIN.

Following is Senate bill No. 9 in full:

A BILL

To Be Entitled

An Act apportioning the State of Texas into Congressional Districts, and declaring what counties shall constitute each congressional district.

Be it enacted by the Legislature of the State of Texas.

Section 1. That until otherwise provided by law, the State of Texas shall be apportioned into the following congressional districts, each of which shall be entitled to elect one member to the Congress of the United States.

Sec. 2. The following counties shall compose the First District, towit: Bowie, Cass, Marion, Morris, Titus, Camp, Franklin, Red River, Lamar and Wood.

Sec. 3. The following counties shall compose the Second District, towit: Harrison, Panola, Shelby, Nacogdoches, San Augustine, Sabine, Angelina, Houston, Trinity and Anderson.

Sec. 4. The following counties shall compose the Third District, towit: Kaufman, Smith, Rusk, Gregg, Van Zandt, Henderson, Cherokee, Rockwall and Upshur.

Sec. 5. The following counties shall compose the Fourth District, towit: Grayson, Hopkins, Delta, Hunt, Fannin and Rains.

Sec. 6. The following counties shall compose the Fifth District, towit: Dallas, Ellis and Hill.

Sec. 7. The following counties shall compose the Sixth District, towit: Cooke, Denton, Montague, Wise, Clay, Jack, Wichita and Archer.

Sec. 8. The following counties shall compose the Seventh District, towit: Jefferson, Polk, Tyler, Jasper, Newton, Orange, Leon, Liberty, San Jacinto, Montgomery, Walker, Madison and Grimes.

Sec. 9. The following counties shall compose the Eighth District, towit:

Galveston, Brazoria, Wharton, Matagorda, Colorado, Lavaca, Jackson, Calhoun, Victoria, De Witt, Gonzales and Chambers.

Sec. 10. The following counties shall compose the Ninth District, to wit: Harris, Waller, Austin, Fayette, Washington and Fort Bend.

Sec. 11. The following counties shall compose the Tenth District, to wit: Navarro, Freestone, Limestone, Robertson, Milam, Brazos, Burleson and Lee.

Sec. 12. The following counties shall compose the Eleventh District, to wit: Nueces, Cameron, Starr, Zapata, Hidalgo, Brooks, Willacy, Jim Wells, Duval, Webb, San Patricio, Aransas, Refugio, Goliad, Bee, Live Oak, McMullen, LaSalle, Dimmit, Maverick, Zavalla, Frio, Atascosa, Karnes, Uvalde and Kinney.

Sec. 13. The following counties shall compose the Twelfth District, to wit: Bexar, Medina, Wilson, Guadalupe, Comal, Kendall, Kerr, Bandera, Blanco and Gillespie.

Sec. 14. The following counties shall compose the Thirteenth District, to wit: Travis, Hays, Caldwell, Bastrop, Williamson, Lampasas, Burnet, Llano, San Saba, Mills and Mason.

Sec. 15. The following counties shall compose the Fourteenth District, to wit: McLennan, Falls, Bell, Coryell, Bosque and Hamilton.

Sec. 16. The following counties shall compose the Fifteenth District, to wit: El Paso, Culberson, Reeves, Jeff Davis, Presidio, Brewster, Terrell, Pecos, Loving, Winkler, Ward, Ector, Crane, Midland, Upton, Crockett, Val Verde, Edwards, Sutton, Schleicher, Reagan, Glasscock, Sterling, Irion, Tom Green, Coke, Andrews, Martin, Howard, Mitchell, Kimble, Menard, Concho, Runnels, Nolan, Gaines, Dawson, Borden and Scurry.

Sec. 17. The following counties shall compose the Sixteenth District, to wit: Potter, Dallam, Sherman, Hansford, Ochiltree, Lipscomb, Hemphill, Roberts, Hutchinson, Moore, Hartley, Oldham, Carson, Gray, Wheeler, Collingsworth, Donley, Armstrong, Randall, Deaf Smith, Parmer, Castro, Swisher, Briscoe, Hall, Childress, Bailey, Lamb, Hale, Floyd, Motley, Cottle, Cochran, Hockley, Lubbock, Crosby, Dickens, King, Yoakum, Terry, Lynn, Garza, Kent, Stonewall, Haskell, Knox, Foard, Hardeman, Wilbarger, Baylor, Throckmorton and Young.

Sec. 18. The following counties shall compose the Seventeenth District, to wit: Tarrant, Parker, Johnson, Hood, Somervell and Erath.

Sec. 19. The following counties shall compose the Eighteenth District, to wit: Palo Pinto, Stephens, Shackelford, Jones, Fisher, Taylor, Callahan, Eastland, Coleman, Brown, Comanche and McCulloch.

Sec. 20. That all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

Committee Room,

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

House bill No. 74, A bill to be entitled "An Act to amend Article 7379, Chapter 2, Title 126, of the Revised Civil Statutes of 1911, relating to the gross receipt tax based upon gross receipts of wholesale dealers in or distributors of intoxicating liquors; and 'wholesale dealer' being defined so as to include every individual, company, corporation selling intoxicating liquors both to retail dealer, or delivering on consignment to their agents for retail, and to consumers where it is not to be drunk on the premises, and providing that the tax be based upon the combined sales to both retail dealer and consumer as above stated, and also providing for the keeping of a plain legible record of such sales, and providing for inspection of such records by the proper officer, and providing a penalty for a violation to keep a record of such sale, and declaring an emergency,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass.

CONNER, Chairman.

Committee Room,

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

House bill No. 210, A bill to be entitled "An Act to prohibit the sale of intoxicating liquors in any city or town which has fixed limits in which the same shall be sold, outside of such limits, and providing a penalty therefor,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass.

CONNER, Chairman.

Committee Room,

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

House bill No. 350, A bill to be entitled "An Act to amend Section 4, of Chapter 110, of the General Laws of the State of Texas, passed by the Thirty-second Legislature at its Regular Session, said Chapter 110 entitled, 'An Act to prohibit the taking, catching, killing or destroying any fish in the fresh water streams, lakes, bayous, ponds or pools within this State by means of dynamite, giant powder or other explosives, or by means of poisoning, liming, muddying, draining or by the use of traps, nets, seines (except minnow seines for catching bait), or by any other means except the ordinary hook and line and trot line; prescribing penalties for its violation, exempting certain counties from the provisions of Section 3 of this act, repealing Section 75 of the General Laws of the Regular Session of the Thirtieth Legislature, and Chapter 49 of the General Laws of the Thirty-first Legislature, and all other laws in conflict with the same, and declaring an emergency,' by taking Fayette county and Travis county out of the exemption included in said Section 4, and declaring an emergency,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass.

CONNER, Chairman.

Committee Room,

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Labor, to whom was referred

Senate bill No. 69, A bill to be entitled "An Act to amend Article 5243, Chapter 1, Title 77, Revised Civil Statutes of the State of Texas of 1911, relating to Bureau of Labor Statistics,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Labor, to whom was referred

Senate bill No. 108, A bill to be entitled "An Act to promote the safety of employes on railroads,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following amendment: Strike out the words "Nineteen Hundred and Fourteen," and insert "Nineteen Hundred and Fifteen."

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Counties and County Boundaries, to whom was referred

Senate bill No. 283, A bill to be entitled "An Act to amend Section One (1) and two (2), Chapter 128, of the General Laws, of the Twenty-sixth Legislature, the same being an act providing the mode by which horses, mules, jacks, jennets and cattle may be prevented running at large, in certain counties therein named, or in any subdivision of said counties (as amended by Chapter 24 of the General Laws of the Twenty-seventh Legislature, and Chapter 71 of the General Laws of the Twenty-eighth Legislature and Chapters 23 and 94 of the General Laws of the Twenty-ninth Legislature, and Chapters 11 and 57 of the General Laws of the Thirtieth Legislature, and Chapter 69 of the General Laws of the Thirty-first Legislature, and Chapter 94 of the Thirty-second Legislature), so as to include Harris county within the provisions of said law and repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass.

JOHNSON, Chairman.

Committee Room,

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Counties and County Boundaries, to whom was referred

Senate bill No. 148, A bill to be entitled "An Act to amend Article 1361, Chapter 2, Title 28, of the Revised Civil Statutes of 1911, so as to allow an unorganized or disorganized county to be or-

ganized or reorganized, by petition signed by not less than fifty qualified voters residing in such county, and declaring an emergency,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass.

JOHNSON, Chairman.

Committee Room.

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Counties and County Boundaries, to whom was referred

House bill No. 5, A bill to be entitled "An Act to authorize the Commissioners' Court of any county in this State to levy and collect a tax of not to exceed five (5c) cents on each \$100 of the assessed valuation of the county for one year for the purchase and improvement of lands for county parks, and providing the manner of acquiring lands for park purposes, including the right to condemn lands for such purposes, and providing for the management and control of said county parks,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

JOHNSON, Chairman.

Committee Room.

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Counties and County Boundaries, to whom was referred

House bill No. 60, A bill to be entitled "An Act to increase the authority and duties of the Commissioners' Court of Hopkins county, Texas, and of the county commissioners of said county; to require said commissioners to devote their entire time to the affairs of said county; to fix the salaries of the members of said court; and to provide for the submission thereof to a vote of the qualified voters of said county, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, but be not printed.

JOHNSON, Chairman.

Committee Room.

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: We, a majority of your Committee on Federal Relations, to whom was referred

Senate bill No. 280, A bill to be entitled "An Act providing for the referendum to qualified voters of the various cities, towns and territory contingent thereto, of this State, whereby the members of any political party residing therein may express their choice for a candidate to be recommended to the President of the United States, and to Congressmen, and United States Senators, for appointment as postmasters of said city, town or village, or territory served by a postoffice; prescribing the terms upon which such election may be held, making this act cumulative of the election laws, and prescribing that all other election laws of this State not in conflict applicable hereto, and declaring an emergency,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass.

Westbrook, Chairman; Vaughan, Hudspeth.

Committee Room.

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: We, a minority of your Committee on Federal Relations, to whom was referred

Senate bill No. 280, A bill to be entitled "An Act providing for the referendum to qualified voters of the various cities, towns, and territory contiguous thereto, of this State, whereby the members of any political party residing therein may express their choice for a candidate to be recommended to the President of the United States, and to Congressmen, and United States Senators, for appointment as postmasters of said city, town, or village, or territory served by a postoffice; prescribing the terms upon which such election may be held, making this act cumulative of other election laws, and prescribing that all other election laws of this State not in conflict applicable hereto, and declaring an emergency,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

JOHNSON.

Committee Room.

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: We, a majority of your Committee on State Penitentiaries, to whom was referred

Senate bill No. 191, A bill to be entitled "An Act, creating the Department of Seed Selection and Improvement, as a part of the Penitentiary System of the State of Texas; providing for the appointment by the prison commissioners of a superintendent of said Department of Seed Selection and Improvement; prescribing the duties of said superintendent; providing regulations for operation of said department and for planting, cultivating and improvement of cotton; providing for seed selection and the sale of selected improved cotton seed for the benefit of the cotton growers of this State; conferring certain authority upon the said superintendent, and declaring an emergency,"

Have had the same under consideration, and we, a majority of your committee, beg leave to report the same back to the Senate with the recommendation that it do pass.

WEINERT, Chairman.

Committee Room.

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: We, a minority of your Committee on State Penitentiaries, to whom was referred

Senate bill No. 191, A bill to be entitled "An Act creating the Department of Seed Selection and Improvement as a part of the Penitentiary System of the State of Texas; providing for the appointment by the prison commissioners of a superintendent of said Department of Seed Selection and Improvement; prescribing the duties of said superintendent; providing regulations for operation of said department and for planting, cultivating and improvement of cotton; providing for seed selection and the sale of selected improved cotton seed for the benefit of the cotton growers of this State; conferring certain authority upon the said superintendent, and declaring an emergency,"

Have had the same under consideration, and we, a minority of your committee, beg leave to report the same back to the Senate with the recommendation that it do not pass.

KAUFFMAN.
MURRAY.

Committee Room.

Austin, Texas, February 8, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Commerce and Manufactures, to whom was referred

Senate bill No. 279, A bill to be entitled "An Act to amend Chapter 2 of the Fourth Called Session of the Thirty-first Legislature,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with amendment.

Amend by striking out Sections 3 and 4, and inserting in lieu thereof Section 3, as committee amendment, as follows:

Section 3. Any person, firm, corporation or association of persons bringing suit against any compress company on account of any expense incurred on account of repairing spiders in any cotton or any suit for damages arising by reason of "spidered" cotton, shall be brought in the county where such compress is located, except in cases of personal injury or injuries resulting in death.

COLLINS, Chairman.

Committee Room.

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Internal Improvements, to whom was referred

Senate bill No. 298, A bill to be entitled "An Act authorizing cities situated along or upon navigable streams, and acting under special charters, to extend by ordinance their boundaries so as to include in said cities the navigable stream and the land lying on both sides thereof for a distance of twenty-five hundred feet from the thread of the stream to a distance of twenty miles or less in an air line from the ordinary boundaries of said city either above or below the boundaries of said city or both; and granting to said cities within said added territory the right to purchase or condemn property for navigation or wharfage or for aids or facilities to either; and granting to said city within said territory full power of regulation and control over navigation and wharfage, and over all facilities and aids to either; and full power to pass and enforce ordinances for the police of navigation and wharfage, and of all aids and facilities to either, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the

same back to the Senate with the recommendation that it do pass.

KAUFFMAN, Chairman.

Committee Room.

Austin, Texas, February 8, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Internal Improvements, to whom was referred

Senate bill No. 54, A bill to be entitled "An Act providing for the regulation and control of hospitals maintained or established or conducted by means of funds derived from deductions from the wages of or collections from the employees of railway companies or receivers thereof, providing that the collectors or possessors of such funds and property in which such funds have been invested shall be trustees thereof for the benefit of such employees, and providing for the selection of the members of the boards for the management of such hospitals, and for the powers of such boards, for the free transportation of sick and injured employees to and from such hospitals, and fixing penalties for violation, and providing for for the collection of such penalties, and providing an emergency,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass.

KAUFFMAN, Chairman.

Committee Room.

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: We, a majority of your Committee on Public Health, to whom was referred

Senate bill No. 44, A bill to be entitled "An Act to prevent fraud upon the public by requiring manufacturers to place their own names and addresses upon manufactured articles, together with a statement of the material or materials used and fixing a penalty for its violation,"

Have had the same under consideration, and we, a majority of your committee, beg leave to report the same back to Senate with the recommendation that it do not pass.

KAUFFMAN, Chairman.

Committee Room.

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: We, a minority of your Com-

mittee on Public Health, to whom was referred

Senate bill No. 44, A bill to be entitled "An Act to prevent fraud upon the public by requiring manufacturers to place their own names and addresses upon manufactured articles, together with a statement of the material or materials used and fixing a penalty for its violation,"

Have had the same under consideration, and I, a minority of your committee, beg leave to report the same back to the Senate with the recommendation that it do pass.

COLLINS.

Committee Room.

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 275, A bill to be entitled "An Act creating a complete road law for Haimlton county, Texas, including all matter germane, or appertaining thereto; also repealing all laws, or parts of laws, both general and special, in conflict herewith, and declaring an emergency,"

And find same correctly engrossed.

TERRELL, Acting Chairman.

Committee Room.

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 18, A bill to be entitled "An Act to create a special district court for Grayson county, Texas; to prescribe its jurisdiction, to limit its existence, to fix its terms, etc., and declaring an emergency,"

And find same correctly engrossed.

TERRELL, Acting Chairman.

Committee Room.

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 271, A bill to be entitled "An Act to authorize and empower Kaufman county, or any political subdivision of said county, by a vote of a two-thirds majority of the resident property taxpayers, qualified voters of

such county or political subdivision thereof, voting thereon, to issue bonds to any amount, not exceeding one-fourth the assessed valuation of the real property of such county or of such political subdivision, and to levy and collect taxes to pay the interest on such bonds and to provide a sinking fund for the redemption thereof, for the purpose of constructing, maintaining and operating macadamized, gravelled or paved roads and turnpikes and prescribing ways and means of conducting and supervising said work; and providing further, making this law cumulative of the general laws of Texas, and also cumulative of the special road laws of Kaufman county already in existence, and in case of conflict, this act to govern, and repealing all laws in conflict with this act, and declaring an emergency,"

And find same correctly engrossed.

TERRELL, Acting Chairman.

Committee Room,

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 5, "An Act to provide for the suspension of sentence in certain cases of conviction, of felony for first offenses, upon the recommendation of the jury, and for submission of the issues to the jury by the court; and to provide the duration of the suspension, of sentence and for pronouncing sentence after suspension thereof in case of final conviction of the defendant, of any other felony, cumulating punishment in such cases, and for granting a new trial after suspension and dismissal of the case in certain events after suspension and to repeal all laws and parts of laws in conflict herewith, and providing an emergency,"

And find it correctly enrolled, and have this day, at 11:45 o'clock a. m., presented same to the Governor for his approval.

GIBSON, Chairman.

FLOOR REPORTS.

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

Senate bill No. 139, A bill to be entitled

"An Act authorizing the purchase, construction, maintenance and operation of combination bridges, dams, dikes, causeways and roadways in, over and across any natural stream, arm of the Gulf of Mexico, or inlet thereof, or any of the salt water bays wholly within the limits of the State of Texas, for the purpose of providing a causeway, roadway or highway for vehicles, teams, pedestrians, railroads, and for every other character of inland transportation; authorizing the formation of corporations for said purposes with the right to charge for the use of same; establishing three-mile limit and giving the right of eminent domain; authorizing contracts with other corporations for the right of easement of user of portions of said structure and authorizing corporations contracting for right of way upon or on said structure to issue and sell bonds therefor under regulation of the Railroad Commission; and declaring an emergency,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Terrell, Chairman; Weinert, Morrow, McNealus and Westbrook.

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

Senate bill No. 295, A bill to be entitled "An Act to authorize and empower San Patricio county or any political subdivision or any defined district now or hereafter to be described and defined, of said county by a vote of a two-thirds majority of the resident property taxpayers qualified voters of such county or political subdivision, or any defined district now or hereafter to be described and defined, thereof, voting thereon to issue bonds to any amount, not exceeding one-fourth of the assessed valuation of the real property of such county or of such political subdivision, or any defined district now or hereafter to be described and defined and to levy and collect taxes to pay the interest on such bonds and to provide a sinking fund for the redemption thereof, for the purpose of constructing, maintaining and operating macadamized, gravelled or paved roads and turnpikes and prescribing ways and means of conducting and supervising said work; providing the

manner of establishing defined districts, and declaring an emergency."

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Terrell, Chairman; Weinert, Morrow, McNealus and Westbrook.

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 98, A bill to be entitled "An Act to authorize and empower Fannin county or any political subdivision of said county by an affirmative vote of two-thirds of the resident property taxpayers, qualified voters of such county or political subdivision thereof voting therein, to issue bonds to any amount not exceeding one-fourth of the assessed valuation of the real property of such county or of such political subdivision, and to levy and collect taxes, to pay the interest on such bonds and to provide a sinking fund for the redemption thereof for the purpose of constructing, maintaining and operating macadamized, ballasted, gravelled or paved roads and turnpikes and prescribing ways and means of conducting and supervising said work, and declaring an emergency."

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Terrell, Chairman; Townsend, Westbrook, Weinert and McNealus.

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 62, A bill to be entitled "An Act to amend Chapter 11, Title 119, of the Revised Statutes of 1911, authorizing the levying of a road tax in counties, political subdivisions, or defined districts now or hereafter to be described or defined,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass.

Terrell, Chairman; Townsend, Westbrook, Weinert and McNealus.

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 188, A bill to be entitled "An Act to amend Sections 1 and 10 of Chapter 49 of the Acts of the Twenty-second Legislature, creating a more efficient road system for Fayette, Uvalde and Frio counties, as amended by the Thirtieth Legislature, Chapter 88, so as to apply to McMullen and Atascosa counties, and to provide for the increase of the payment of the road commissioners in the counties of Fayette, Uvalde, Frio, McMullen and Atascosa, to three dollars per day for services actually performed in any one year, and declaring an emergency,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Terrell, Chairman; Townsend, Westbrook, Weinert and McNealus.

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 374, A bill to be entitled "An Act to render more effective and efficient the present road law of the State of Texas, in its application and operation in the county of Childress; providing that each county commissioner shall be created road commissioner of their respective commissioners' precincts of said county; fixing compensation, and declaring an emergency,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Terrell, Chairman; Townsend, Westbrook, Weinert and McNealus.

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 296, A bill to be entitled "An Act to create a more efficient road law for Cherokee county, Texas,"

Have had the same under considera-

tion and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Terrell, Chairman; Townsend, Westbrook, Weinert and McNealus.

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 451, A bill to be entitled "An Act creating a complete road law for Hamilton county, Texas, including all matters germane or appertaining thereto. Also repealing all laws or parts of laws, both general and special, in conflict herewith, and declaring an emergency,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Terrell, Chairman; Townsend, Westbrook, Weinert and McNealus.

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 362, A bill to be entitled "An Act to create a more efficient road system for Gonzales county, Texas, and making the county commissioners ex-officio road commissioners, fixing their salaries and prescribing their duties, and declaring an emergency,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Terrell, chairman; Townsend, Westbrook, Weinert, McNealus.

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 410, A bill to be entitled "An Act to amend Section 7, of Chapter 32, of the Laws of the Regular Session of the Twenty-seventh Legislature, as amended by an act of the Thirty-second Legislature, approved March 23, 1911, being an act entitled 'An Act to create

a more efficient road system for Clay county, Texas,'"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Terrell, chairman; Townsend, Westbrook, Weinert, McNealus.

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

Senate bill No. 294, A bill to be entitled "An Act to incorporate the New Braunfels Independent School District in Comal county, Texas, for free school purposes only, the boundaries to be identical with the limits and boundaries of the city of New Braunfels; divesting the city of New Braunfels of the control of its public schools and title to school property, and vesting the same in the said New Braunfels Independent School District and its board of school trustees; providing for a board of school trustees for the control and management of the said independent district; prescribing the rights, powers, privileges and duties of the said New Braunfels Independent School District and its board of school trustees; providing for a treasurer of school funds of the district, and declaring an emergency,"

Have had the same under consideration, and we hereby report the same back to the Senate with the recommendation that it do pass, and be not printed.

Paulus, Chairman; Johnson, Darwin, Cowell, Weinert, Real and Wiley.

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

House bill No. 395, A bill to be entitled "An Act creating and establishing the Angleton Independent School District, in Brazoria county, Texas, and defining its boundaries, providing for its management and control, under the General Laws relating to Independent School Districts, and declaring an emergency,"

Have had the same under consideration, and we hereby report the same back to the Senate with the recommendation that it do pass, and be not printed.

Paulus, Chairman; Johnson, Darwin, Cowell, Weinert, Real and Wiley.

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

House bill No. 361, A bill to be entitled "An Act creating Rising Star Independent School District, in Eastland county, Texas, and also containing territory in Brown county, Texas, providing for a Board of Trustees in said independent school district and conferring upon said district and its Board of Trustees all of the rights, powers, privileges and duties now conferred and imposed by the general laws of this State upon independent school districts and the Board of Trustees thereof: providing that the taxes assessed for the old Rising Star Independent School District for the year 1913, shall be collected and paid to the treasurer of said Rising Star Independent School District, and declaring an emergency."

Have had the same under consideration, and hereby report the same back to the Senate with the recommendation that it do pass, and be not printed.

Paulus, Chairman; Johnson, Darwin, Cowell, Weinert, Real and Wiley.

Austin, Texas, February 11, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

House bill No. 332, A bill to be entitled "An Act creating and incorporating the Clifton Independent School District of Bosque county, Texas, for free school purposes only, defining its boundaries, and providing for a Board of Trustees, their election and terms of office, and for a treasurer of said district; divesting the city of Clifton, its mayor, city council and Board of Trustees of the public free schools within said city of the control of its public free schools, and of the title to school property therein, and vesting the same in the said Clifton Independent School District, and its Board of Trustees; providing for the method of levying, assessing and collecting taxes in said district for the year 1913, and subsequent years, and prescribing the rights, powers, privileges and duties of said Clifton Independent School District and its Board of Trustees, and declaring an emergency."

Have had the same under consideration, and hereby report the same back to the Senate with the recommendation that it do pass and be not printed.

Paulus, Chairman; Johnson, Darwin, Cowell, Real, Wiley.

PETITIONS AND MEMORIALS.

By Senator Conner:

Petition numerously signed by citizens of Runnels county and the Sixteenth Congressional District, protesting against any material change being made in the present boundaries of the Sixteenth Congressional District.

By Senator Murray:

Communication from the Deutsch-Texanischer Statsverband of San Antonio, protesting against the passage of the Kennedy bill in the House, and the Lattimore bill in the Senate, and other measures that will limit the privileges of bona fide social clubs.

By Senators Morrow, Conner, Nugent and Murray:

Numerous telegrams and letters numerously signed by citizens of various Texas communities protesting against the passage of the "full crew" bill.

By Lieutenant Governor Will H. Mayes:

Telegrams signed by Mrs. Edward Rotan, Waco, Texas, and Mr. W. W. Bains, Houston, Texas, indorsing married woman's rights House bill No. 22, and asking that it be enacted into law.

By Senators Weinert, Morrow and Taylor:

Petitions, numerously signed by citizens of their respective districts, protesting against legislation assessing high licenses against rural wagon salesmen of medicines, etc.

By Senators Johnson, Morrow, Cowell, Astin and Warren:

Numerously signed petitions requesting support of Senate bill No. 27 and House bill No. 20, dealing with the peddling of medicine from rural wagons.

By Senator Hudspeth:

Numerously signed petition by the citizens of San Antonio, indorsing the position of Governor O. B. Colquitt, in reference to the restoration of the Alamo.

TWENTY-THIRD DAY.

Senate Chamber,

Austin, Texas,

Friday, February 14, 1913.

The hour to which the Senate had adjourned, 10 o'clock a. m., having arrived, and in the absence of the Lieutenant Governor, President of the Senate, and